

TRANSMITTAL LETTER			Case No. 11758/232
Serial No. 10/437,839	Filing Date January 14, 2004	Examiner John Bastianelli	Group Art Unit 3751
Inventor(s) George J. Jost et al.			
Title of Invention Automatic Proximity Faucet with Override Control System and Method			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter (in duplicate), Amendment and Election with Traverse, and Return Postcard.

- Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- Applicant claims small entity status. See 37 CFR 1.27.
- Petition for a _____ month extension of time.
- No additional fee is required.
- The fee has been calculated as shown below:

					Small Entity		Other Than Small Entity	
					Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9 =		x \$18 =	
Indep.		Minus			x 42 =		x \$84 =	
First Presentation of Multiple Dep. Claim					+ \$140 =		+ \$280 =	
					Total add'l fee	\$	Total add'l fee	\$

- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ _____. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$ _____ to cover the filing fee is enclosed.
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

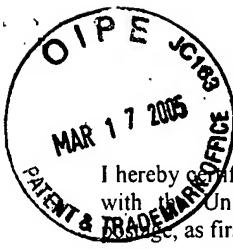
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 14, 2005.

Date: March 14, 2005

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Adam D. Airhart

Name of applicant, assignee or
Registered Representative

Signature

March 14, 2005

Date of Signature

Our Case No. 11758-232

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jost et al.)
Serial No. 10/757,839)
Filing Date: January 14, 2004) Examiner John Bastianelli
For AUTOMATIC PROXIMITY FAUCET) Group Art Unit No. 3751
WITH OVERRIDE CONTROL)
SYSTEM AND METHOD)

AMENDMENT AND ELECTION WITH TRAVERSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In reply to the Office Action mailed February 28, 2005, Applicant has timely filed this Amendment and Election with Traverse by Certificate of Mailing. Applicant respectfully requests that the Examiner withdraw the restriction and examine all the pending claims of this application in view of the following remarks and amended claims. If the Examiner does not withdraw the restriction, Applicant respectfully elects Claims 1-17, drawn to an apparatus.